

CSP-108-A

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Kuwabara et al.  
Serial Number: 10/523,266  
Filed: 01 February 2005  
International Application: PCT/JP03/09737 filed 31 July 2003  
Filing Completion Date Under 35 USC 371: 09 November 2005  
Group Art Unit: 1793  
Examiner: L. L. Zheng  
Confirmation Number: 1130  
Title: Metal Material And Method For Production Thereof

INFORMATION DISCLOSURE STATEMENT UNDER MPEP §609

Commissioner For Patents  
Post Office Box 1450  
Alexandria, Virginia 22313-1450

Sir:

Pursuant to 37 CFR §1.56, §1.97, and §1.98, and MPEP §609, applicant encloses a Form PTO/SB/08a listing references for consideration by the examiner.

The listed references were cited in an Office Action dated 22 January 2008 for corresponding Japan Patent Application 2002-225236. A copy of the Office Action, with English summary, is enclosed.

Also enclosed are copies of the listed references, with English translations as specified on PTO/SB/08a.

Applicant respectfully submits that the claims presently on file patentably distinguish the present invention from each of the listed references.

The listed references are being cited only in the interests of candor and without any admission that they constitute statutory prior art or contain matter which anticipates the present invention or which would render the same obvious, either singly or in combination, to a person of ordinary skill in the art.

**NO FEE IS DUE**

The Patent Office has not generated a first office action in the present application, so there is no fee required to file this Information Disclosure Statement for the examiner's consideration.

Each of the references cited and enclosed herewith was first cited in relation to the referenced application by the Japan Patent Office in the aforesaid Office Action dated 22 January 2008 for Japan Patent Application 2002-225236. This information disclosure statement is being filed with the U.S. Patent And Trademark Office within three months of said Office Action (37 CFR 1.97(e)(1)).

Based on the above considerations, there is no fee required to file this Information Disclosure Statement for the examiner's consideration.

**NO EFFECT ON PATENT TERM ADJUSTMENT**

Also, the enclosed references are being filed with the U.S. Patent And Trademark Office within thirty days of the date of the foreign Office Action citing them, so the U.S. Patent And Trademark Office can not assess negative "Patent Term Adjustment" to the subject U.S. application for Applicant's compliance with the duty of full disclosure of all relevant art.

Favorable consideration is respectfully requested.

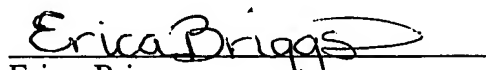
Respectfully submitted,

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I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to Commissioner For Patents, Post Office Box 1450, Alexandria, Virginia 22313-1450 on 08 February 2008.

Dated: 08 February 2008  
JPC/eb  
enclosures

  
Erica Briggs